

Page 1

Attorney's Docket No. IFLOW.149A

**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled FLUID MEDICATION DELIVERY DEVICE; the specification of which was filed on September 16, 2003 as Application Serial No. 10/663,362.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

-----  
Full name of first inventor: Roger Massengale  
Inventor's signature Roger Massengale  
Date 3/24/04

Residence: **28 Harveston, Mission Viejo, CA 92692**

Citizenship: **United States**

Post Office Address: **Same as above.**



Page 2

Attorney's Docket No. IFLOW.149A

Full name of second inventor: **Kevin M. Forrest**

Inventor's signature 

Date 3/26/04

Residence: **306 Pasto Rico, Rancho Santa Margarita, CA 92688**

Citizenship: **United States**

Post Office Address: **Same as above.**

Full name of third inventor: **Bill Porter**

Inventor's signature Bill Porter

Date 3/30/04

Residence: **3442 Celinda Drive, Carlsbad, CA 92008**

Citizenship: **United States**

Post Office Address: **Same as above.**

Full name of fourth inventor: **Donald M. Earhart**

Inventor's signature Donald M. Earhart

Date 3/26/04

Residence: **10 Delphius, Irvine, CA 92714**

Citizenship: **United States**

Post Office Address: **Same as above.**

Page 3

Attorney's Docket No. IFLOW.149A

---

Full name of fifth inventor: **Alan Dine**

Inventor's signature Al Dine

Date 3-30-04

Residence: **9209 Debold Koebel Rd., Pleasant Plain, OH 45162**

Citizenship: **United States**

Post Office Address: **Same as above.**

---

Send Correspondence To:

**KNOBBE, MARTENS, OLSON & BEAR, LLP**

**Customer No. 20,995**

H:\DOCS\CCD\CCD-5285.DOC: clk  
012804

COPY

Application No.: 10/663,362  
Filing Date: September 16, 2003PATENT  
Client Code: IFLOW.149A  
Page 1

## ASSIGNMENT

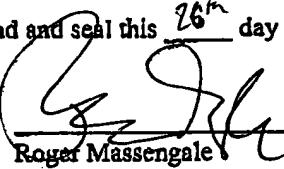
WHEREAS, We, Roger Massengale, a United States citizen, residing at 28 Harveston, Mission Viejo, California 92692, Kevin M. Forrest, a United States citizen, residing at 306 Pasto Rico, Rancho Santa Margarita, California 92688, Bill Porter, a United States citizen, residing at 3442 Celinda Drive, Carlsbad, California 92008, Donald M. Barhart, a United States citizen, residing at 10 Delphius, Irvine, California 92714 and Alan Dine, a United States citizen, residing at 9209 Debolt Koebel Road, Pleasant Plain, Ohio 45162, have invented certain new and useful improvements in a FLUID MEDICATION DELIVERY DEVICE for which we have filed an application for Letters Patent in the United States, Application No. 10/663,362, filed on September 16, 2003;

AND WHEREAS, I-FLOW CORPORATION (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 20202 Windrow Dr., Lake Forest, California 92630, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 26<sup>th</sup> day of March, 2004.



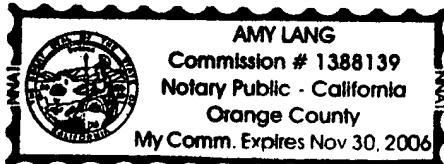
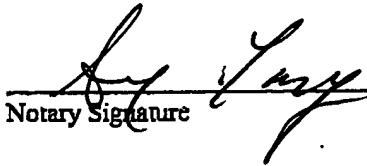
Roger Massengale

STATE OF CA. }  
COUNTY OF ORANGE } ss.

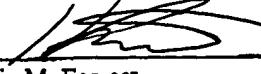
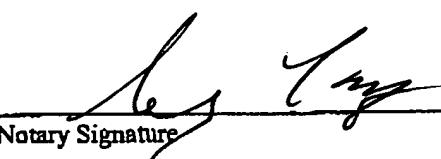
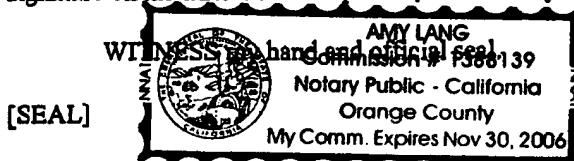
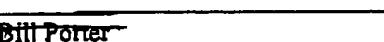
On MARCH 26, 2004 before me, AMY M. LANG, personally appeared Roger Massengale personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

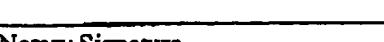
[SEAL]

Notary Signature

Application No.: 10/663,362  
Filing Date: September 16, 2003PATENT  
Client Code: IFLOW.149A  
Page 2IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 26 day of MARCH, 2004  
Kevin M. ForrestSTATE OF CA. }  
COUNTY OF ORANGE } ss.On MARCH 26, 2004, before me, AMY LANG, personally appeared Kevin M. Forrest personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.  
Notary SignatureIN TESTIMONY WHEREOF, I hereunto set my hand and seal this 26 day of MARCH, 2004  
Bill PorterSTATE OF- }  
COUNTY OF } ss.On                   , before me,                   , personally appeared Bill Porter personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

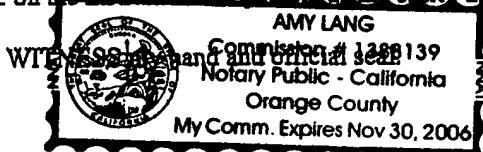
  
Notary SignatureIN TESTIMONY WHEREOF, I hereunto set my hand and seal this            day of           , 20  .

Application No.: 10/663,362  
Filing Date: September 16, 2003

**PATENT**  
Client Code: IFLOW.149A  
Page 3

STATE OF CA. }  
COUNTY OF CRANBURY } SS.

On 03/26/04, before me, DONALD M. EARHART personally appeared Donald M. Earhart personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.



Donald M. Earhart

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 26 day of MARCH, 2001.

Astrid Dorn

STATE OF CA. }  
COUNTY OF ORANGE }

On \_\_\_\_\_, before me, \_\_\_\_\_, personally appeared Alan Dine personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

~~WITNESS my hand and official seal.~~

[SEAL]

---

**Notary Signature**



Alan Dine

STATE OF CA. }  
COUNTY OF ORANGE } ss.

On 3-30-04, before me, \_\_\_\_\_, personally appeared Alan Dine personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Notary Signature

H:\DOCS\CCD\CCD-5286.DOC: clk  
012804

RAYETTA R. RYDER  
NOTARY PUBLIC STATE OF MARYLAND  
My Commission Expires March 1, 2006

Bill Porter  
Bill Porter

STATE OF CA }  
COUNTY OF ORANGE } ss.

On April 6, 2004, before me, Amy Lang, personally appeared Bill Porter personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]

Amy Lang  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 6 day of April, 2007

